### RECEIVED **CENTRAL FAX CENTER**

# OYEN WIGGS GREEN & MUTALA

FEB 0 7 2005

Gerald O.S. Oyen\* Blake R. Wiggs\*
Bruce M. Green\* Catherine D. Mul Catherine D. Mutala\* David J. McGruder\* Thomas W. Bailey\* Gavin N. Manning\* George F. Kondor Hillon W. C. Sue Craig A, Ash Richard A. Johnson Todd A. Ratiray

\* Law Corporation

Grace 5. Law

Mark A. Hapkinson

INTELLECTUAL PROPERTY LAWYERS REGISTERED PATENT AND TRADEMARK AGENTS

PHONE; (604) 669-3432

480 - THE STATION 601 WEST CORDOVA STREET

FAX: (604) 681-4081

Vancouver, B.C., Canada V68 161

owgm@patentable.com www.patentable.com

7 February 2005

**FAX TRANSMITTAL** 

This is page 1 of 11 pages

To:

United States Patent and Trademark Office

Attention: Luan Kim BUI

by fax no. (703) 872-9306

From:

Gerald O.S. Oyen

Appln. No.;

10/631,827

Our File:

O139 0001

Confirmation: I follows by mail; I follows by courier; will not follow

MESSAGE:

AMENDMENT TRANSMITTAL

Enclosed is an Amendment responding to the Office Action mailed 1 December

2004.

No additional fee is required.

The Commissioner is hereby authorized to charge any additional fees which may be required in connection with the filing of this Amendment, or credit overpayment, to Deposit Account No. 02-1037.

In the event of transmission problems, please telephone MaryAnne Broccolo at 604-669-3432 extension 8948.

This fax communication is directed in confidence solely to the person or entity to whom it is addressed. The contents of this fax communication may be subject to solicitor-client privilege. All rights to that privilege are expressly claimed and not waived. Any review, copy, retransmission, dissemination or other use of the contents of this fax communication by persons or entities other than the intended recipient is prohibited. If you have received this fax communication in error, please telephone us immediately and return the original transmission to us by mail or destroy same, without making a copy.

# RECEIVED CENTRAL FAX CENTER

FEB 0 7 2005

O139 0001 GOSO/mib

Paper No.:\_\_\_\_

# IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Inventor(s):

O'SULLIVAN, Robert P.

Title:

**ERGONOMIC TOOL BOX** 

Serial No.:

10/631827

Filed:

1 August 2003

Examiner:

BUI, Luan Kim

Art Unit:

3728

Date:

7 February 2005

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

#### **AMENDMENT TRANSMITTAL**

Transmitted herewith is an Amendment for this application. It is believed that no fees are required in relation to this communication.

The Commissioner is hereby authorized to charge any additional fees which may be required in connection with the filing of this Amendment, or credit over-payment, to Deposit Account No. 02-1037.

Respectfully submitted.

By:

Gerald-O.S. Qyen

Registration No. 27,280

tel: 604.669.3432 ext. 8935

fax: 604.681.4081

e-mail: goyen@patentable.com

Vancouver, B.C.

CANADA

FEB 0 7 2005

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on February 2005.

Gerald O. S. Oyen-Regn. No. 27,280

O139 0001 GOSO/mib

Paper No.:\_\_\_\_

# IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Inventor(s):

O'SULLIVAN, Robert P.

Title:

ERGONOMIC TOOL BOX

Serial No.:

10/631827

Filed:

1 August 2003

Examiner:

BUI, Luan Kim

Art Unit:

3728

Date:

7 February 2005

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

#### <u>AMENDMENT</u>

#### **Introductory Comments**

Responsive to the Office Action mailed 1 December 2004, kindly amend this application as follows:

- Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.
- Remarks/Arguments begin on page 6 of this paper.